

REISSUE LITIGATION **ART UNIT 2186**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sarkozy, et al.

Docket No.:

STO-05RI

Serial No.:

09/832,812

Art Unit:

2186

Filed:

April 12, 2001

Examiner:

Kim

For:

Apparatus and Method for Storing Data with Selectable Data Protection Using

Mirroring and Selectable Parity Inhibition

RECEIVED

AUG 2 7 2004

Technology Center 2100

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicant wishes to bring to the attention of the Patent and Trademark Office the information noted on the enclosed form PTO/SB/08 that may be considered material to the examination of the above-identified application.

No fee is due at this time, as this Information Disclosure Statement is being filed pursuant to 37 C.F.R. § 1.97(b)(3), before the mailing of a first Office action on the merits.

Respectfully submitted,

Brian A. Carlson

Attorney for Applicant

Reg. No. 37,793

Slater & Matsil, L.L.P. 17950 Preston Rd., Suite 1000 Dallas, TX 75252 (972) 732-1001 (phone) (972) 732-9218 (fax)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sarkozy, et al.

Docket No.:

STO-05RI

Serial No.:

09/832,812

Art Unit:

2186

Filed:

April 12, 2001

Examiner:

Kim

For:

Apparatus and Method for Storing Data with Selectable Data Protection

Using Mirroring and Selectable Parity Inhibition

Certificate of Mailing via First Class Mail (37 C.F.R. § 1.8(aRECEIVED

AUG 2 7 2004

Date of Deposit:

August 23, 2004

Technology Center 2100

I hereby certify that the below listed correspondence is being deposited with the United States Postal Service on the date indicated above as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Certificate of Mailing via First Class Mail (1 page) Information Disclosure Statement (1 page) PTO/SB/08a & 08b with 11 References Cited (2 pages) Copy of 11 Cited References Return Postcard

Respectfully submitted,

Kristin Hayes

Legal Assistant

Slater & Matsil, L.L.P. 17950 Preston Rd., Suite 1000 Dallas, TX 75252

Tel: 972-732-1001 Fax: 972-732-9218

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO 09/832,812 Application Number INFORMATION DISCLOSURE Filing Date April 12, 2001 STATEMENT BY APPLICANT First Named Inventor Sarkozy, et al. Art Unit 2186 (Use as many sheets as necessary) **Examiner Name** Kim Sheet of 2 Attorney Docket Number STO-05RI

	U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ^{2 (if known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		US-						
	ļ	US-						
		US-	***************************************					
		US-			DECENTED			
		US-			RECEIVED			
		US-						
		US-			AUG 2 7 2004			
	 	US- US-			700 % · 200			
	-	US-	······································		T - Leader Contor 0100			
	<u> </u>	US-			Technology Center 2100			
·····		US-						
		US-						
····		US-						
		US-						
		US-						
		US-						
***************************************		US-						
	ļ	US-						
		US-						

	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document					
						·			
•••••••••••••••••••••••••••••••••••••••						ļ			
						·			
					,				
	<u> </u>					ļ			
······				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,					

Examiner	Date
Signature	Considered
	Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08b (08-03) Approved for use through 06/30/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known Application Number 09/832,812 Filing Date April 12, 2001 AUG 2 7 2004 First Named Inventor Sarkozy, et al. Art Unit 2186 Technology Center 2100 Examiner Name Kim

STO-05RI

(Use as many sheets as necessary) Sheet 2 2 Ωf Attorney Docket Number

NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, Cite magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. Examiner Initials' No. "MEMORANDUM OPINION," Storage Computer Corp. v. Veritas Software Corp., et al., Civil Action No. 3:01-CV-2078-N, IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION, (January 27, 2003) pp. 1-14. "EXPERT REPORT OF STEVEN SCOTT," Storage Computer Corp. v. Veritas Software Corp. and Veritas Software Global Corporation, Civil Action No. 3:01-CV-2078-N, IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION, (March 14, 2003) pp. 1-32. 2 3 KLORESE, R., "Enhancing Hardware RAID with VERITAS Volume Manager," Veritas (1994) 7 pages. STONEBRAKER, M., et al., "Distributed RAID - A New Multiple Copy Algorithm," Proc. of the 6th International Conference on Data Engineering, (February 1990) pp. 1-24. 4 "Reliability, Availability, and Serviceablility in the SPARCcenter 2000E and the SPARCserver 1000E," Sun Technical White Paper, (January 1995) pp. 1-20. 5 6 CALLAGHAN, B., et al., "NFS Version 3 Protocol Specification," Sun Microsystems, Inc., (June 1995) pp. 1-126. 7 LEACH, P., et al., "CIFS: A Common Internet File System," Microsoft Internet Developer, (November 1996) pp. PAWLOWSKI, B., et al., "NFS Version 3 Design and Implementation," Usenix Technical Conference (June 9, 8 SANDBERG, R., et al., "Design and Implementation of the Sun Network File System," Usenix Technical Conference, (1985) pp. 1-12. 9 10 WALSH, D., et al., "Overview of the Sun Network File System," Usenix Technical Conference, (1985) pp. 117-11 TANENBAUM, A., "Distributed Operating Systems," New Jersey, Prentice Hall (1995).

Examiner		Da	ate	
Signature			onsidered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant.

'Applicant's unique citation designation number (optional).

'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.